IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

WP(C).No. 31794 of 2006(I)

PETITIONER:

ASHRAF.R.V., S/O.V.P.BAVA,
R.V.MANZIL, MAIN ROAD, PONNANI,
MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:

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1. DISTRICT COLLECTOR,
MALAPPURAM.

2. TAHSILDAR, TALUK OFFICE, PONNANI.

3. SUB INSPECTOR OF POLICE,
MALAPPURAM.

4. STATE OF KERALA, REP. BY SECRETARY,
REVENUE DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

BY G.P. SRI.I.V.PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.31794 of 2006

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Dated this the 4th day of December, 2006.

JUDGMENT

Since the vehicle seized vide Ext.P4 is an autorickshaw used for transport of sand with a capacity of around one tonne, W.P. is disposed of directing the third respondent to release the vehicle with the load of sand on petitioner remitting rupees four thousand for the truck and rupees one thousand for value of sand before the second respondent and producing receipt before him. The autorickshaw will be released with an endoresement in the RC book that release is subject to adjudication by the first respondent. After release of the vehicle, the file will be referred to first respondent for adjudication. The amount paid will be adjusted towards fine and if the fine levied is short or excess of the amount paid, the Collector will issue consequential orders refunding excess or demanding further amount, if levied.

C.N.RAMACHANDRAN NAIR
Judge

pms